IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

RP.No. 428 of 2007(V)
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AGAINST THE JUDGEMENT IN WPC.2701/2006 Dated 26/02/2007
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REVIEW PETITIONERS/PETITIONERS 1 TO 4 & 7 IN WPC
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1. BEN C. BABU,
   PALLASSERY HOUSE, OLAVAIPU P.O., CHERTHALA,
   ALAPPUZHA DISTRICT, PIN-688 526.

2. SALIM I.,
   CHEERAMATH HOUSE, KANNAMPALLY BHAGAM,
   KAYAMKULAM P.O., ALAPPUZHA DISTRICT.

3. SREELAL N.N.,
   NEDUTHARAYIL HOUSE, MUTTAM P.O., HARIPAD,
   ALAPPUZHA DISTRICT.

4. GIRISH V.,
   ARIPATHUMPARAMBIL HOUSE, CHATHURTHYAKARI P.O.,
   ALAPPUZHA DISTRICT.

5. JAYAMOL V.P.,
   ELANJIYIL HOUSE, VARANAM P.O., ALAPPUZHA DISTRICT.

BY ADV. SRI.N.RADHAKRISHNAN

RESPONDENTS: RESPONDENTS
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1. THE SECRETARY TO GOVERNMENT,
   HEALTH & FAMILY WELFARE DEPARTMENT,
   GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HEALTH SERVICES,
   THIRUVANANTHAPURAM.

3. THE DISTRICT MEDICAL OFFICER (HEALTH),
   ALAPPUZHA DISTRICT.

4. THE DISTRICT OFFICER,
   KERALA PUBLIC SERVICE COMMISSION, ALAPPUZHA.

R4 BY ADV. SRI.P.C.SASIDHARAN, SC, KPSC
R1 TO 3 BY GOVERNMENT PLEADER SMT. SMITHA BABU

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD ON 12/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**K.K.DENESAN, J.**

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**R.P.NO: 428 OF 2007 IN**
**WP(C)No. 2701 OF 2006**

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**Dated this the 12th April, 2007.**

**O R D E R**

Heard both sides.

2. In the light of the facts stated in the review petition, I am satisfied that the judgment under review is liable to be recalled as far as the petitioners are concerned. Review petition is allowed to that extent.

3. The reliefs prayed for by the petitioners 1 to 4 and 7 have become infructuous. Writ petition shall stand dismissed as infructuous as far as the above petitioners are concerned. The dismissal of the writ petition on merits shall therefore apply only to petitioners 5,6 and 8. The judgment dated 26.2.2007 shall stand modified as above.

**K.K.DENESAN**
**Judge**

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